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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/694,514      | 10/23/2000  | Timothy M. Moore     | 205724              | 9639             |

22971 7590 11/25/2005

MICROSOFT CORPORATION  
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EXAMINER

ZAND, KAMBIZ

|          |              |
|----------|--------------|
| ART UNIT | PAPER NUMBER |
|----------|--------------|

2132

DATE MAILED: 11/25/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/694,514

Applicant(s)

MOORE ET AL.

Examiner

Kambiz Zand

Art Unit

2132

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 02 September 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-11, 16-28 and 33-36 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-11, 16-28 and 33-36 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 23 October 2000 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date 08/

- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_

**DETAILED ACTION**

***Continued Examination Under 37 CFR 1.114***

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 09/02/2005 has been entered.
2. The text of those sections of Title 35, U.S. Code not included in this section can be found in the prior office action.
3. The prior office actions are incorporated herein by reference. In particular, the observations with respect to claim language, and response to previously presented arguments.
4. Claims 12-15 and 29-32 have been cancelled.
5. Claims 1, 16, 21 and 33 have been amended.
6. Claims 1-11, 16-28 and 33-36 are pending.

***Information Disclosure Statement PTO-1449***

7. The Information Disclosure Statement submitted by applicant on 08/01/2005 has been considered. Please see attached PTO-1449.

### ***Response to Arguments***

8. Applicant's arguments filed on 09/02/2005 with respect to the claims have been considered but they moot over new ground (s) of rejection.

- In response to applicant's argument that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies (i.e. "to reflect a relative security level" ) are not recited in the rejected claim(s). Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).

### **Claim Rejections - 35 USC § 103**

9. **Claims 1-9, 16, 20-26 and 33** are rejected under 35 U.S.C. 103(a) as being unpatentable over Diffie et al (5,371,794 A) in view of Luckenbaugh (5,991,877 A).

**As per claims 1, 16, 20, 21 and 33** Diffie et al (5,371,794 A) disclose method, computer readable medium having computer executable instructions for providing a mobile computing machine with privileged access to a computing resource, the method comprising the steps of:

Obtaining credentials with a unique machine identifier to facilitate authenticating an identity of the mobile computing unit; providing the credentials to an authenticator to prove the machine identity. the authenticator controlling access to the computing

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resource; and establishing access to the computing resource using authorization information obtained from the authenticator, the authorization information corresponding to the authenticated identity of the mobile computing unit ( see abstract; fig.5a,fb and associated text that disclose the above limitations; also the method is being used between two parties; col.2, lines 38-67; col.3-5) **but do not disclose access based on credentials for a user on asserted identity**. However Luckenbaugh (5,991,877 A) disclose **access based on credentials for a user on asserted identity** (see abstract where every object or resource are labeled; fig.1-3 and 10 and associated text). It would have been obvious to one of ordinary skilled in the art at the time the invention was made to utilize Luckenbaugh (5,991,877 A)'s access to an object method based on a user asserted identity credentials in Diffie's access method system to objects in order to control which objects are visible (accessed) to a specific user based on security policy, which objects are available for use and which level on system implementation can become transparent (see abstract).

**As per claims 2-9 and 22-26** Diffie et al (5,371,794 A) disclose method, computer readable medium having computer executable instructions for wireless link, having mobile identifier, log-in features, given access to resources, having symmetric/asymmetric key, storing the certificate in the mobile unit (see fig. 1-5b and associated text).

10. **Claims 10-11, 17-19, 27, 28 and 34-36** are rejected under 35 U.S.C. 103(a) as being unpatentable over Diffie et al (5,371,794 A) in view of Luckenbaugh (5,991,877 A), and further in view of Ramasubramani et al (6,233,577 B1).

**As per claims 10-11, 17, 27, 28 and 34** Diffie et al (5,371,794 A) in view of Luckenbaugh (5,991,877 A) teach all limitation of the claims as applied above but do not expressly disclose using a domain controller for obtaining the certificate where the URL address is being used for receiving and sending data. However Ramasubramani et al (6,233,577 B1) disclose using a domain controller for obtaining the certificate where the URL address is being used for receiving and sending data (see fig.2 and associated text). It would have been obvious to one of ordinary skilled in the art at the time the invention was made to utilize Ramasubramani domain controller having URL in Diffie's mobile authentication method and system in view of Luckenbaugh (5,991,877 A)'s access method based on asserted identity credentials in order to use the computing resources in a server device to carry out the task of obtaining and maintaining certificates asynchronously in the proxy server using HTTP, HTML. (see abstract; and fig.2 in support of the motivation).

**As per claims 18-19 and 35-36** Diffie et al (5,371,794 A) disclose a method and a computer readable medium for receiving and using a key for encryption and decryption communications to/ and from the computing resource (see fig. 1-5b and associated text

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where receiving a symmetric or asymmetric key for encryption and decryption are being disclosed).

### **Conclusion**

11. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kambiz Zand whose telephone number is (571) 272-3811. The examiner can normally be reached on Monday-Thursday (8:00-5:00). If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gilberto Barron can be reached on (571) 272-3799. The fax phone numbers for the organization where this application or proceeding is assigned is 571-272-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Kambiz Zand

11/14/2005

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